

1 Enid G. Ballantyne, 84279  
2 Attorney at Law  
3 137 N. Marengo Avenue  
4 Pasadena, Ca. 91101  
5 626-449-9220  
6 In Pro Per

**FILED**

**MAY 29 2012**

**STATE BAR COURT  
CLERK'S OFFICE  
LOS ANGELES**

STATE BAR COURT

HEARING DEPARTMENT-LOS ANGELES

8 In the Matter of: ) Case No.: 11-0-14891  
9 ENID G. BALLANTYNE ) RESPONSE TO NOTICE OF DISCIPLINARY  
10 No. 84279 ) CHARGES  
11 )  
12 )  
13 )

A Member of the State Bar

14 Enid G. Ballantyne appears and responds as follows:

- 15 1. In response to the allegations stated in Paragraph 2
- 16 Ballantyne denies these.
- 17 2. In response to Paragraph 3 Ballantyne admits this.
- 18 3. In Response to Paragraph 4 Ballantyne denies these
- 19 allegations.
- 20 4. In Response to the allegation in this Paragraph, Ballantyne
- 21 lacks personal knowledge and can therefore neither admit not
- 22 deny this allegation.
- 23 5. In response to the allegations contained in Paragraph 6
- 24 Ballantyne specifically denies each one.
- 25 6. In response to Paragraph 7 Ballantyne admits depositing Miss
- 26 Mitchell's funds into her client trust on June 22, 2006.
- 27 7. In response to the allegation in Paragraph 8, Ballantyne
- 28 denies it.

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1 8. In response to the allegation in Paragraph 9 Ballantyne  
2 denies this allegation.

3 9. In response to the allegation contained in Paragraph 10  
4 Ballantyne admits it.

5 10. In response to the allegations contained in Paragraph 11  
6 Ballantyne denies each of them.

7 11. In response to Paragraph 12 Ballantyne denies this  
8 allegation.

9 COUNT TWO

10 12. In responding to the allegation contained in Paragraph 13  
11 denies willfully violating Business & Professions Code sec.  
12 6106.

13 13. In responding to Paragraph 14 Ballantyne incorporates all  
14 her responses by reference.

15 14. In responding to the allegations contained in Paragraph  
16 15. Ballantyne denies them.

17 15. In responding to the allegations contained in Paragraph  
18 16. Ballantyne denies the allegations.

19 COUNT THREE

20 16. In responding to Paragraph 17 Ballantyne denies the  
21 allegation.

22 17. Ballantyne incorporates by reference her previous  
23 responses.

24 18. In responding to Paragraph 19 Ballantyne denies the  
25 allegations.

26 19. In responding to Paragraph 20 Ballantyne denies the  
27 allegations.

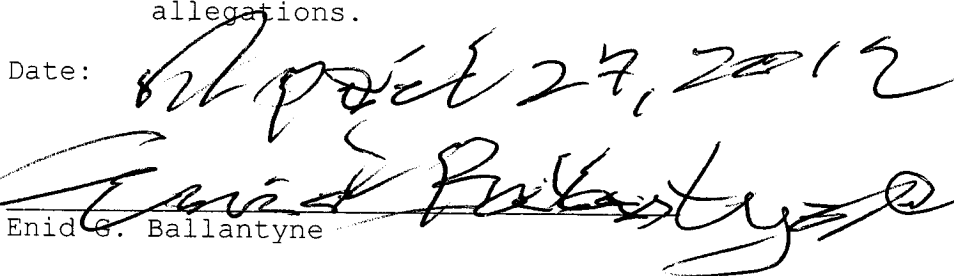
28 20. In responding to Paragraph 21 Ballantyne denies the  
allegation.

- 1 21. In responding to Paragraph 22 Ballantyne denies the  
2 allegation.
- 3 22. In responding to Paragraph 23 Ballantyne admits writing  
4 Miss Mitchell about owing her money but denies the date.
- 5 23. In responding to Paragraph 24 Ballantyne denies all the  
6 allegations.
- 7 24. In responding to Paragraph 25 Ballantyne admits writing  
8 the letter.
- 9 25. In responding to Paragraph 26 Ballantyne denies this  
10 allegation.
- 11 26. In responding to Paragraph 27 Ballantyne denies these  
12 allegations.
- 13 27. In responding to Paragraph 28 Ballantyne denies this  
14 allegation.

15 COUNT FOUR

- 16 28. In responding to Paragraph 29 Ballantyne denies this  
17 allegation.
- 18 29. Ballantyne incorporates by reference her responses to  
19 Counts One and Three.
- 20 30. In response to Paragraph 31 Ballantyne denies this  
21 allegation.
- 22 31. In response to Paragraph 32 Ballantyne denies these  
23 allegations.

24 Date:

25  
26   
27 Enid G. Ballantyne  
28

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Enid G. Ballantyne BALLANTYNE LAW OFFICES 137 N. Marengo Ave. Pasadena, Ca 91101  TELEPHONE NO.: 626-449-9220      FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name):	<b>FOR COURT USE ONLY</b>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF  STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	CASE NUMBER: 11-0-14891  JUDGE:  DEPT.:
PLAINTIFF/PETITIONER:  DEFENDANT/RESPONDENT:	
<div style="text-align: center;"><b>PROOF OF SERVICE—CIVIL</b></div> <b>Check method of service (only one):</b> <div style="display: flex; justify-content: space-between;"> <div><input type="checkbox"/> By Personal Service</div> <div><input type="checkbox"/> By Mail</div> <div><input checked="" type="checkbox"/> By Overnight Delivery</div> </div> <div style="display: flex; justify-content: space-between;"> <div><input type="checkbox"/> By Messenger Service</div> <div><input type="checkbox"/> By Fax</div> <div><input type="checkbox"/> By Electronic Service</div> </div>	

*(Do not use this proof of service to show service of a Summons and complaint.)*

1. At the time of service I was over 18 years of age and not a party to this action.
2. My residence or business address is:  
 16 S. Oakland Avenue, Ste. 206  
 Pasadena, Ca. 91101
3. ☐ The fax number or electronic notification address from which I served the documents is *(complete if service was by fax or electronic service)*:
4. On (date): 5/3/2012      I served the following documents (specify): response to notice of disciplinary action

☐ The documents are listed in the *Attachment to Proof of Service—Civil (Documents Served)* (form POS-040(D)).

5. I served the documents on the **person or persons** below, as follows:

a. Name of person served: Mia Ellis

b. ☐ *(Complete if service was by personal service, mail, overnight delivery, or messenger service.)*

Business or residential address where person was served: see attached

c. ☐ *(Complete if service was by fax or electronic service.)*

(1) Fax number or electronic notification address where person was served:

(2) Time of service:

☐ The names, addresses, and other applicable information about persons served is on the *Attachment to Proof of Service—Civil (Persons Served)* (form POS-040(P)).

6. The documents were served by the following means (specify):

a. ☐ **By personal service.** I personally delivered the documents to the persons at the addresses listed in item 5. (1) For a party represented by an attorney, delivery was made to the attorney or at the attorney's office by leaving the documents, in an envelope or package clearly labeled to identify the attorney being served, with a receptionist or an individual in charge of the office, between the hours of nine in the morning and five in the evening. (2) For a party, delivery was made to the party or by leaving the documents at the party's residence with some person not younger than 18 years of age between the hours of eight in the morning and six in the evening.

*(Continued on next page)*

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>Enid G. Ballantyne</b> <b>BALLANTYNE LAW OFFICES</b> <b>137 N. Marengo Ave.</b> <b>Pasadena, Ca 91101</b>  TELEPHONE NO.: 626-449-9220      FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name):	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	CASE NUMBER:  <b>11-0-14891</b>  JUDGE: DEPT.:
PLAINTIFF/PETITIONER:  DEFENDANT/RESPONDENT:	
<b>PROOF OF SERVICE—CIVIL</b> <b>Check method of service (only one):</b> <input type="checkbox"/> By Personal Service <input type="checkbox"/> By Mail <input checked="" type="checkbox"/> By Overnight Delivery <input type="checkbox"/> By Messenger Service <input type="checkbox"/> By Fax <input type="checkbox"/> By Electronic Service	

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a. Name of person served: Mia Ellis

b. ☐ (Complete if service was by personal service, mail, overnight delivery, or messenger service.)

Business or residential address where person was served: see attached

c. ☐ (Complete if service was by fax or electronic service.)

(1) Fax number or electronic notification address where person was served:

(2) Time of service:

☐ The names, addresses, and other applicable information about persons served is on the Attachment to Proof of Service—Civil (Persons Served) (form POS-040(P)).

6. The documents were served by the following means (specify):

a. ☐ **By personal service.** I personally delivered the documents to the persons at the addresses listed in item 5. (1) For a party represented by an attorney, delivery was made to the attorney or at the attorney's office by leaving the documents, in an envelope or package clearly labeled to identify the attorney being served, with a receptionist or an individual in charge of the office, between the hours of nine in the morning and five in the evening. (2) For a party, delivery was made to the party or by leaving the documents at the party's residence with some person not younger than 18 years of age between the hours of eight in the morning and six in the evening.

(Continued on next page)

CASE NAME In re Ballantyne

CASE NUMBER:

11-0-14891

6. b. ☐ **By United States mail.** I enclosed the documents in a sealed envelope or package addressed to the persons at the addresses in item 5 and (specify one):

- (1) ☐ deposited the sealed envelope with the United States Postal Service, with the postage fully prepaid.
- (2) ☐ placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

I am a resident or employed in the county where the mailing occurred. The envelope or package was placed in the mail at (city and state):

c. ☒ **By overnight delivery.** I enclosed the documents in an envelope or package provided by an overnight delivery carrier and addressed to the persons at the addresses in item 5. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight delivery carrier.

d. ☐ **By messenger service.** I served the documents by placing them in an envelope or package addressed to the persons at the addresses listed in item 5 and providing them to a professional messenger service for service. (A declaration by the messenger must accompany this Proof of Service or be contained in the Declaration of Messenger below.)

e. ☐ **By fax transmission.** Based on an agreement of the parties to accept service by fax transmission, I faxed the documents to the persons at the fax numbers listed in item 5. No error was reported by the fax machine that I used. A copy of the record of the fax transmission, which I printed out, is attached.

f. ☐ **By electronic service.** Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the persons at the electronic notification addresses listed in item 5.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 5/3/2012

Nils B. Grevillius

(TYPE OR PRINT NAME OF DECLARANT)

(SIGNATURE OF DECLARANT)

(If item 6d above is checked, the declaration below must be completed or a separate declaration from a messenger must be attached.)

#### DECLARATION OF MESSENGER

☐ **By personal service.** I personally delivered the envelope or package received from the declarant above to the persons at the addresses listed in item 5. (1) For a party represented by an attorney, delivery was made to the attorney or at the attorney's office by leaving the documents in an envelope or package, which was clearly labeled to identify the attorney being served, with a receptionist or an individual in charge of the office, between the hours of nine in the morning and five in the evening. (2) For a party, delivery was made to the party or by leaving the documents at the party's residence with some person not younger than 18 years of age between the hours of eight in the morning and six in the evening.

At the time of service, I was over 18 years of age. I am not a party to the above-referenced legal proceeding.

I served the envelope or package, as stated above, on (date):

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:

(NAME OF DECLARANT)

(SIGNATURE OF DECLARANT)

SHORT TITLE: In re Ballantyne

CASE NUMBER:

11-0-14891

Person served:

Mia Ellis, Deputy Trial Counsel

State Bar of California

1149 S. Hill St.

Los Angeles, Ca. 90015-2299

(Required for verified pleading) The items on this page stated on information and belief (specify item numbers, *not* line numbers):

This page may be used with any Judicial Council form or any other paper filed with this court.

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